

COMMONWEALTH OF MASSACHUSETTS

HAMPDEN, ss.

TOWN OF MONSON

ANNUAL TOWN WARRANT

To any of the Constables of the Town of Monson in said County:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn all the inhabitants of the Town of Monson qualified to vote in Elections and Town Affairs to meet in the Granite Valley Middle School Auditorium on Thompson Street on Monday, May 14, 2012, at 7:00 p.m. to act upon the following articles:

ARTICLE 1:

To hear reports of Town Officers and Committees and act on same or take any other action relative thereto.

Recommendation:

Finance Committee Recommends, and I Move the Town Vote (F.C.R.I.M.T.V.) to hear reports of Town Officers and Committees. (See Attachment B)

ARTICLE 2:

To see if the Town will vote to fix the salary or compensation of all elected officials as prescribed, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to fix the salary or compensation of all elected officials as prescribed below:

<i>Town Clerk</i>		<i>43,855.77</i>
<i>Highway Surveyor</i>		<i>69,165.00</i>

ARTICLE 3:

To see if the Town will vote to re-authorize the existing Revolving Funds under M.G.L. Chapter 44 Section 53E 1/2 as per Attachment A, naming the programs and purposes for which said revolving fund may be expended, the receipts to be credited to the fund, the board, department or officer authorized to expend from said fund and the limit on the total amount which may be expended from said fund during the fiscal year, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to re-authorize the existing Revolving Funds under M.G.L. Chapter 44 Section 53E 1/2 as per Attachment A.

ARTICLE 4:

To see if the Town will vote to raise and appropriate and/or transfer and appropriate any sum of money as may be necessary to defray the expenses of the Town for the ensuing year, the fiscal period from July 1, 2012 to June 30, 2013, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to raise and appropriate and/or transfer and appropriate the sum of money necessary to defray the expenses of the Town for the ensuing year, the fiscal period from July 1, 2012 to June 30, 2013 as follows:

Account	Fiscal	Recommendation 2013		Historical Fiscal	Information 2012
GENERAL GOVERNMENT					
Purchase of Petroleum Products		204,000			180,100
BOARD OF SELECTMEN					
Staff Salaries	115,414			110,245	
Expense	6,700	122,114		6,650	116,895
FINANCE COMMITTEE					
Staff Salaries	3,366			3,366	
Expense	200	3,566		200	3,566
F. C. RESERVE FUND		30,000			30,000
TOWN ACCOUNTANT					
Staff Salaries	97,501			94,728	
Expense	7,141	104,642		7,141	101,869
AUDIT		39,650			39,650
BOARD OF ASSESSORS					
Staff Salaries	75,148			71,185	
Expense	15,975	91,123		15,825	87,010
REVALUATION		750	*1		750
LAND COURT		3,500			3,500
BANK FEES & PAYROLL		11,500			11,500
TREASURER					
Staff Salaries	67,064			65,057	
Expense	6,950	74,014		6,950	72,007
TOWN COLLECTOR					
Staff Salaries	85,373			82,821	
Expense	31,209	116,582		26,669	109,490
LAW DEPT. & CLAIMS		80,000			80,000
TECHNOLOGY		1,625			1,625
TOWN CLERK					

Staff Salaries	70,545			68,475	
Expense	9,150	79,695		8,250	76,725
ELECTIONS & REGISTRATION					
Staff Salaries	8,500			6,200	
Expense	8,280	16,780		5,610	11,810
CONSERVATION COMMISSION		4,013			4,013
PLANNING BOARD		2,400			2,400
BOARD OF APPEALS		2,675			2,675
MUNICIPAL BUILDINGS					
Staff Salaries	25,702			24,550	
Expense	100,485	126,187		120,485	145,035
GENERAL GOVT. TOTAL		1,114,816			1,080,620

***1 transfer and appropriate \$750 from Board of Assessors' Stabilization Fund.**

Account	Fiscal	Recommendation 2013		Historical Fiscal	Information 2012
PUBLIC SAFETY					
POLICE DEPARTMENT					
Salaries	854,714			827,156	
Operating Expenses	70,960			64,101	
Cruiser Purchase	42,000			41,000	
Medical Bills	500	968,174		500	932,757
EMERGENCY DISPATCH					
Salaries		187,312			175,877
FIRE DEPARTMENT					
Salaries	150,039			144,301	
House Operating Expense	24,442			24,442	
Truck Operating Expense	20,550			19,050	
Special Services	2,150	197,181		350	188,143
AMBULANCE					
Staff Salaries	330,639			309,119	
Expense	39,378	370,017	*2	33,078	342,197
BUILDING INSPECTOR					
Staff Salaries	88,258			81,845	
Expense	6,100	94,358		6,100	87,945
SEALER OF WEIGHTS & MEASURES		828			812
EMERGENCY		1,780			1,530

MANAGEMENT					
ANIMAL CONTROL					
Staff Salaries	11,431			11,431	
Expense	3,520	14,951		3,120	14,551
PARKING FINES		0			400
TREE WARDEN					
Staff Salaries	4,700			4,700	
Expense	9,125	13,825		9,125	13,825
FOREST FIRE					
Staff Salaries	8,624			8,454	
Expense	5,500	14,124		5,500	13,954
PUBLIC SAFETY TOTAL		1,862,550			1,771,991

***2 \$73,700 raise and appropriate , and \$296,317 transfer and appropriate from Ambulance Receipts Reserved for Appropriation Account.**

Account	Fiscal	Recommendation 2013		Historical Fiscal	Information 2012
EDUCATION					
SCHOOL DEPARTMENT		10,197,061			9,916,667
SCHOOL TRANSPORTATION		842,639			763,075
EDUCATION TOTAL		11,039,700			10,679,742

Account	Fiscal	Recommendation 2013		Historical Fiscal	Information 2012
PUBLIC WORKS					
HIGHWAY DEPARTMENT					
Salaries	356,658			334,821	
Private Roads Account	2,000			2,000	
Administration	27,925			27,925	
General Highway & Bridges	204,080			193,300	
Snow & Ice	200,000			175,000	
Emergency Repairs	10,000			10,000	
Road Machinery Account	51,700	852,363		51,700	794,746
STREET LIGHTING		24,500			24,500

CEMETERY DEPARTMENT				
Staff Salaries	65,617		70,872	
Expense	7,012	72,629	7,012	77,884
PUBLIC WORKS TOTAL		949,492		897,130

Account	Fiscal	Recommendation 2013	Historical Fiscal	Information 2012
HUMAN SERVICES				
BOARD OF HEALTH				
Staff Salaries	19,714		31,011	
Expense	1,480	21,194	1,480	32,491
OTHER HEALTH SERVICES				
Greater Spfld Senior Services		600		600
COUNCIL ON AGING				
Staff Salaries	106,824		106,824	
Expense	23,725	130,549	23,725	130,549
VETERANS' BENEFITS		27,350		27,350
HUMAN SERVICES TOTAL		179,693		190,990

Account	Fiscal	Recommendation 2013	Historical Fiscal	Information 2012
LIBRARY & RECREATION				
MONSON FREE LIBRARY & READING ROOM ASSN.		214,725		214,725
PARKS & RECREATION				
Staff Salaries	110,952		108,057	
Expense	19,643	130,595	19,643	127,700
HISTORICAL COMMISSION		440		440
LIBRARY & RECREATION TOTAL		345,760		342,865

Account	Fiscal	Recommendation 2013	Historical Fiscal	Information 2012
DEBT SERVICE				
INTEREST ON SHORT TERM DEBT		50,000		10,000

PRINCIPAL & INTEREST ON LONG TERM DEBT					
Various Capital Acquisitions	84,800			87,200	
110 Main St. Renovations	57,750			65,750	
Ambulance Purchase	40,250		*3	31,200	
Middle School Construction	885,639		*4	879,900	
High School Construction	1,485,100		*5	1,474,100	
Sewer Bonds	14,497		*6	15,156	
Bunyan Rd. Well	0			51,125	
Water SRF Capital Projects	106,039		*7	106,343	
DEBT SERVICE TOTAL		2,724,075			2,720,774

*3 \$23,250 raise and appropriate; and \$17,000 transfer & appropriate from Ambulance Subscription Fees Reserved for Appropriation Account.

*4 \$869,070 raise and appropriate; and \$16,569 transfer and appropriate from Fund Balance Reserved for Expenditure- Middle School Debt.

*5 \$1,436,357 raise and appropriate; and \$48,743 transfer and appropriate from Fund Balance Reserved for Expenditure-High School Debt.

*6 \$7,248 raise and appropriate; and \$7,249 raise and appropriate from sewer enterprise revenues.

*7 \$106,039 raise and appropriate from water enterprise revenue.

Account	Fiscal	Recommendation 2013		Historical Fiscal	Information 2012
UNCLASSIFIED					
Pioneer Valley Planning Commission		1,284			1,284
Veterans' District Assessment		25,762			25,762
Hampden County Pensions		945,374			921,075
Health Insurance		2,144,000			2,213,600
Life Insurance		7,600			4,600
Medicare, Town Share		165,000			159,000
Medicaid Reimbursement		8,200			8,200
Annual Capital		28,000			
Blanket Insurance		267,315			240,000
UNCLASSIFIED TOTAL		3,592,535			3,573,521
OMNIBUS TOTAL		21,808,621			21,257,633

ARTICLE 5:

To see if the Town will vote to raise and appropriate or transfer and appropriate from available funds a sum of money to the Stabilization Account, as provided in Massachusetts General Laws, Chapter 40, Section 5B, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to pass over this article.

ARTICLE 6:

To see if the Town will vote to raise and appropriate or transfer and appropriate from available funds a sum of money to pay the Town's apportioned share of the Operating and Maintenance and Capital Budget of the Pathfinder Regional Vocational/Technical High School District, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to raise and appropriate \$911,980.00 to pay the Town's apportioned share of the operating and maintenance and capital budget of the Pathfinder Regional Vocational/Technical High School District.

ARTICLE 7:

To see if the Town will vote to transfer and appropriate the Comcast, Inc. Franchise Fee to Municipal Public Access Cable Television, Inc., or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to transfer and appropriate the Comcast, Inc. Franchise Fee to Municipal Public Access Cable Television, Inc.

ARTICLE 8:

To see if the Town will vote to accept any funds which have been offered to the Town's Perpetual Care Cemetery Fund since the last Annual Town Meeting, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to accept any funds which have been offered to the Town's Perpetual Care Cemetery Fund since the last Annual Town Meeting.

ARTICLE 9:

To see if the Town will vote to raise and appropriate or transfer and appropriate from available funds a sum of money with which to meet bills of previous years, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to pass over this article.

ARTICLE 10:

To see if the Town will vote to authorize the Town Treasurer and Town Collector to enter into written agreements with banking institutions having their principal offices in the Commonwealth of

Massachusetts, for a period not to exceed one year, pursuant to which said Town Treasurer and Town Collector agree to maintain on deposit in said institutions specified amounts of the funds of the Town in return for the provision by said institution(s) of banking services; such services that so qualify shall be prescribed by the Commissioner of Revenue, as well as by other provisions of Massachusetts General Laws Chapter 44, et seq., or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to authorize the Town Treasurer and Town Collector to enter into written agreements with banking institutions as described above.

ARTICLE 11:

To see if the Town will vote to authorize the Selectmen to sell at public or private sale, after first giving notice of sale in some convenient and public place in the Town, fourteen (14) days at least before the sale, property taken by the Town under tax title procedure; provided, however, that the Selectmen or whomsoever they authorize to hold such sale may reject any bid which they or the person so authorized may deem inadequate, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to authorize the Selectmen to sell at public or private sale, after first giving notice of sale in some convenient and public place in the Town, fourteen (14) days at least before the sale, property taken by the Town under tax title procedure; provided, however, that the Selectmen or whomsoever they authorize to hold such sale may reject any bid which they or the person so authorized may deem inadequate.

ARTICLE 12:

To see if the Town will vote to raise and appropriate or borrow and appropriate a sum of money up to four hundred seventy-four thousand three hundred and five dollars (\$474,305.00) to be used for construction projects authorized through the Chapter 90 Bond Issue, provided however that the town be reimbursed one hundred per cent (100%) of said sum upon project completion, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to borrow and appropriate \$474,305.00 to be used for construction projects authorized through the Chapter 90 Bond Issue, provided however that the town be reimbursed one hundred per cent (100%) of said sum upon project completion

ARTICLE 13:

To see if the Town will vote to raise and appropriate or transfer and appropriate from available funds a sum of money to operate the Enterprise Trash/Recycling Program for fiscal year 2013 or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to to raise and appropriate the sum of \$642,743 from trash enterprise revenue and transfer and appropriate the sum of \$40,000 from trash enterprise free cash for the purpose of operating the Trash/Recycling Program for the fiscal year 2013 as prescribed below:

<i>Account</i>	<i>Fiscal 2013</i>	<i>Recom- mendation</i>			<i>Historical Fiscal</i>	<i>Information 2012</i>
TRASH ENTERPRISE FUND						
<i>Staff Salaries</i>	15,923				14,970	
<i>Expense</i>	666,820	682,743			666,820	681,790

ARTICLE 14:

To see if the Town will vote to raise and appropriate and/or transfer and appropriate from available funds a sum of money to operate the Sewer Enterprise Fund for fiscal 2013, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to raise and appropriate \$554,674 from the Sewer Enterprise revenues to be allocated as follows:

<i>Account</i>	<i>Fiscal 2013</i>	<i>Recom- mendation</i>			<i>Historical Fiscal</i>	<i>Information 2012</i>	
SEWER ENTERPRISE FUND							
<i>Staff Salaries</i>	105,587				89,220		
<i>Expense</i>	35,187				35,135		
<i>Capital</i>							
<i>Maint. Of Joint Treatment Plant with Palmer</i>	395,000				395,000		
<i>Emergency Reserve</i>	18,900				18,900		
<i>Budgeted Surplus</i>	0	554,674			0	538,255	

and that \$30,000 be raised and appropriated in the General Fund and funded from the Sewer Enterprise revenues, to be allocated for indirect costs as follows; and that \$7,249 for debt to be appropriated in the general fund and funded from sewer enterprise revenues; and \$7,248 for debt to be appropriated in the general fund from the tax levy as follows:.

<i>Estimated Indirect Costs for the Sewer Enterprise appropriated within Omnibus</i>					<i>Historical Fiscal</i>	<i>Information 2011</i>	
		30,000				26,000	
<i>Sewer Debt within the Omnibus</i>		14,497				15,156	

ARTICLE 15:

To see if the Town will vote to raise and appropriate and/or transfer and appropriate from available funds a sum of money to operate the Water Enterprise Fund for fiscal 2013, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to raise and appropriate \$358,845 from the Water Enterprise revenues to be allocated as follows:

<i>Account</i>	<i>Fiscal 2013</i>	<i>Recom- mendation</i>		<i>Historical Fiscal</i>	<i>Information 2012</i>
<i>WATER ENTERPRISE FUND</i>					
<i>Staff Salaries</i>	<i>156,447</i>			<i>131,921</i>	
<i>Expense</i>	<i>197,398</i>			<i>197,276</i>	
<i>Capital</i>					
<i>Emergency Reserve</i>	<i>5,000</i>			<i>5,000</i>	
<i>Budgeted Surplus</i>		<i>358,845</i>		<i>0</i>	<i>334,197</i>

and that \$44,000 be raised and appropriated in the General Fund and funded from the Water Enterprise revenues, to be allocated for indirect costs as follows; and \$106,039 for debt to be appropriated in the general fund and funded from water enterprise revenues as follows:

<i>Estimated Indirect Costs for the Water Enterprise appropriated within Omnibus</i>				<i>Historical Fiscal</i>	<i>Information 2012</i>
		<i>44,000</i>			<i>44,000</i>
<i>Water Debt within the Omnibus</i>		<i>106,039</i>			<i>157,468</i>

ARTICLE 16:

To see if the Town will vote to raise and appropriate or transfer and appropriate from available funds a sum of money to the Fund Balance Reserved for High School Construction Debt, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V. to transfer and appropriate \$60,000.00 from Overlay Surplus to the Fund Balance Reserved for High School Construction Debt Account.

ARTICLE 17:

To see if the Town will vote to appropriate or reserve from the Community Preservation annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses, community preservation projects and other expenses in fiscal year 2013, with each item to be considered a separate appropriation:

Appropriations:

From FY 2013 estimated revenues for Committee Administrative Expenses \$ 15,000

Reserves:

From FY 2013 estimated revenues for Historic Resources Reserve	\$ 25,000
From FY 2013 estimated revenues for Community Housing Reserve	\$ 25,000
From FY 2013 estimated revenues for Open Space Reserve	\$ 25,000
From FY 2013 estimated revenues for Budgeted Reserve	\$160,000

Recommendation:

F.C.R.I.M.T.V. to transfer and appropriate \$15,000 from Fiscal 2013 Community Preservation Fund revenues to Community Preservation Committee Administrative Expenses; and reserve from Fiscal 2032 Community Preservation Fund revenues \$25,000 to each of the following Reserve Accounts:

Historic Resources Reserve, Community Housing Reserve, and Open Space Reserve to be held in reserve for future appropriations; and further to reserve \$160,000 to the Community Preservation Budgeted Reserve Account for future appropriations.

Article 18:

To see if the Town will vote to raise and appropriate Three Million Four Hundred and Thirty Five Thousand Dollars (\$3,435,000.00) and that the Town Treasurer with the approval of the Board of Selectmen is authorized to borrow up to Three Million Four Hundred and Thirty Five Thousand Dollars (\$3,435,000.00) pursuant to M.G.L. Chapter 44, et. seq. for the following purposes: the construction of a new Town Office/Police Facility at 110 Main Street, Monson, MA, the demolition of the existing structure on that location, for original equipment and furnishings and any other legal purposes related and incidental thereto. And further direct that any funds received from insurance reimbursements from the damage caused by the June 1, 2011 tornado to the existing facility be applied in addition to these funds for a total project cost not to exceed the sum of Ten Million Three Hundred and Thirty Five Thousand Dollars (\$10,335,000.00). Provided however that this vote shall be contingent upon the Towns approval to exempt from the limitation on total taxes imposed by Massachusetts General Laws, Chapter 59, Section 21C (so called "Proposition 2 ½") the amounts required to pay the principal and interest on the borrowing authorized by this vote, or take action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to raise and appropriate Three Million Four Hundred and Thirty Five Thousand Dollars (\$3,435,000.00) and that the Town Treasurer with the approval of the Board of Selectmen is authorized to borrow up to Three Million Four Hundred and Thirty Five Thousand Dollars (\$3,435,000.00) pursuant to M.G.L. Chapter 44, et. seq. for the following purposes: the construction of a new Town Office/Police Facility at 110 Main Street, Monson, MA, the demolition of the existing structure on that location, for original equipment and furnishings and any other legal purposes related and incidental thereto. And further direct that any funds received from insurance reimbursements from the damage caused by the June 1, 2011 tornado to the existing facility be applied in addition to these funds for a total project cost not to exceed the sum of Ten Million Three Hundred and Thirty Five Thousand Dollars (\$10,335,000.00). Provided however that this vote shall be contingent upon the Towns approval to exempt from the limitation on total taxes imposed by Massachusetts General Laws, Chapter 59, Section 21C (so called "Proposition 2 ½") the amounts required to pay the principal and interest on the borrowing authorized by this vote.

Article 19:

To see if the Town will vote to transfer and appropriate a sum of money from the Water Enterprise Free Cash to purchase a new utility truck for the Water Department or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to transfer and appropriate \$55,000.00 from Water Enterprise Free Cash to purchase a new utility truck for the Water Department.

Article 20:

To see if the Town will vote to transfer and appropriate a sum of money from the Sewer Enterprise Free Cash to the Sewer Easement Clearing Account for tree removal on cross-country sewer easements, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to transfer and appropriate \$10,000.00 from Sewer Enterprise Free Cash to the Sewer Easement Clearing Account for tree removal on cross-country sewer easements.

Article 21:

To see if the Town will vote to accept the renumbering and revision of the various General Bylaws of the Town from their original numbering or their numbering in the General Bylaws, as amended and approved by the Town, to the number or codification, arrangement, sequence and captions and the comprehensive revisions to the text of the General Bylaws as set forth in the TOWN OF MONSON GENERAL BYLAWS on file with the Town Clerk, and said TOWN OF MONSON GENERAL BYLAWS being a compilation and comprehensive revision of the present General Bylaws of the Town. All General Bylaws of general and permanent nature, as amended, heretofore in force and not included in the General Bylaws shall be repealed, except that such repeal shall not affect any suit or proceeding pending as a result of an existing law, and such repeal shall not apply to or affect any bylaw, order or article heretofore adopted accepting or adopting the provisions of any statute of the Commonwealth of Massachusetts:

Article 1**Records and Reports**

Section 1-Annual Town Report
 Section 2-Annual Town Report of Boards/Committees
 Section 3-Annual Town Report
 Section 4-Assessors Valuation List
 Section 5-Committees Records

Article 2**Finance Committee**

Section 1-Appointments
 Section 2-Appointments by Moderator
 Section 3-Vacancies
 Section 4-Financial Budgets
 Section 5-Recommendation of Annual Report
 Section 6-Reports/recommendation of Committees

Article 3**Town Meeting**

Section 1-Hours of Polls
 Section 2-Town Meeting Posting
 Section 3-Quorum
 Section 4-Copies of Warrant
 Section 5-Moderator
 Section 6-Reading of Articles
 Section 7-Expenditure of Monies

Section 8-Divided Motion
 Section 9-Proposed Amendments of Monies
 Section 10-Attorney Disclosure
 Section 11-Yearly Committees report
 Section 12-Dissolution of Meeting
 Section 13-Annual Town Election Date

Article 4

Financial Affairs

Section 1-Audit of Accounts
 Section 2-Payments from Treasurer
 Section 3-Outstanding Bills
 Section 4-Payments to Treasurer
 Section 5-Methods of Accounting
 Section 6-Outstanding Trash Bill
 Section 7-Outstanding Water Bill
 Section 8-Outstanding Sewer Bill

Article 5

Contracts by Town Officers

Section 1-Personal Financial Interest
 Section 2-Contracts in Excess of \$200.00
 Section 3-Contracts Beyond One Year
 Section 4-Contracts Exceeding \$5000.00-Bonds
 Section 5-Receiving Compensation or Commission

Article 6

Legal Affairs

Section 1-Appointment of Town Counsel
 Section 2-Selectmen as Agents of All Claims
 Section 3-Duties of Town Counsel
 Section 4-Settlements Less Than \$1000.00
 Section 5-Requirements of Annual Report

Article 7

Numbering of Buildings

Section 1-Duties of Selectmen
 Section 2-Requirements

Article 8

Penalty

Section 1-Violation
 Section 2-Board of Health Tobacco Regulations
 -Enforcement
 -Fines
 Section 3-Regulation Affecting Youth Access to Tobacco
 -Enforcement
 -Fines

Article 9	<u>Temporary Repairs to Private Ways</u>
Article 10	<u>False Alarms</u>
Article 11	<u>Inspector of Gas Piping and Gas Appliances</u>
Article 12	<u>Election of Water and Sewer Commissioners</u>
Article 13	<u>Dog Regulations</u> Section 1-Regulations Section 2-Penalties Section 3-Leash Requirements Section 4-Temporary Licensing
Article 14	<u>Public Safety</u> Section 1-Possession of Ledged Firearms Section 2-Removal of Vehicle from Public Way
Article 15	<u>Board of Appeals</u>
Article 16	<u>Town Treasurer</u> Section 1-Appointment Section 2-Term Section 3-Effective Date
Article 17	<u>Low Level Waste and Hazardous Waste Dump</u>
Article 18	<u>Driveway, Private Way or Other Land Alterations</u>
Article 19	<u>Public Drinking</u>
Article 20	<u>Water Use Restriction</u> Section 1-Authority Section 2-Purpose Section 3-Definitions Section 4-Declaration Section 5-Restrictions Section 6-Notification Section 7-Termination Section 8-State of Emergency Section 9-Penalties Section 10-Severability
Article 21	<u>The Private Policy Protection Act of 2007</u>

Article 22	<u>Community Preservation Committee</u> Section 1-Establishment Section 2-Duties Section 3-Requirements Section 4-Amendments Section 5-Severability Section 6-Effective Date
Article 23	<u>Department of Municipal Finance</u> Section 1-Establishment Section 2-Authority Section 3-Responsibility Section 4-Board of Assessors Section 5-Estimates of Monies Section 6-Reports Section 7-Establishment Section 8-Duties Section 9-Contracts
Article 24	<u>Trench Permitting</u>
Article 25	<u>Brush Fire Permits</u> Section 1-Authority Section 2-Fees Section 3-Responsibility Section 4-Permits
Article 26	<u>Council on Aging</u>
Article 27	<u>Recycling</u>
Article 28	<u>Right to Farm</u> Section 1-Legislative Purpose and Intent Section 2-Definitions Section 3-Declaration Section 4-Effective Date Section 5-Disclosure Notification to Real Estate Buyers Section 6-Resolution of Disputes Section 7-Severability
Article 29	<u>Stretch Energy Code</u> Section 1-Definitions Section 2-Purpose

Section 3-Applicability
 Section 4-Authority
 Section 5-Enforcement

Or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V. to accept the renumbering and revision of the various General Bylaws of the Town from their original numbering as presented above.

Article 22:

To see if the Town will vote to adopt the following by-laws relating to the licensing of pawnbrokers within the Town pursuant to M.G.L. c. 140 §§ 70 to 85 and §202 to 205, and gold, silver and platinum dealers in accordance with M.G.L. c. 266, §142A and further that the General Bylaws be amended to add Article 30 to the Town of Monson Bylaws entitled “Pawnshop, Dealers and Collectors” as follows:

ARTICLE 30-PAWN SHOP, DEALERS AND COLLECTORS

Section 1. All dealers in and keepers of shops for the purchase, sale or barter of junk, old or precious metals or secondhand articles in this Town shall be licensed by the Selectmen. The fee for such license shall be established by the Board of Selectmen. For the purpose of this by-law, the term “precious metals” shall include any precious metal such as gold, silver or platinum without regard to the form or amount.

Section 2.

A). Every licensed dealer of a shop for the purchase, sale or barter of junk, old or precious metals or secondhand articles within this Town shall keep a book in which shall be written at the time of every purchase of any such article a description thereof and the name, age and residence of the person from whom and the day and hour when such purchase was made, and such book shall at all times be open to the inspection of the Selectmen or any person by them authorized to make such inspection, and every licensed dealer of such shop shall put in some suitable and conspicuous place on his or her shop a sign having his or her name and occupation legibly inscribed thereon in large letters.

B). Such shop and all articles of merchandise therein may at all times be examined by the Selectmen or by any person by them authorized to make such examination and no article purchased or received by such licensed dealer shall be sold or altered or removed from premises until a period of at least thirty days has elapsed from the date of its purchase or receipt.

C). The licensed dealer shall cause to be delivered to the Monson Police Department on a weekly basis, a copy of all transactions recorded in their book. If, during the preceding week, such licensed

dealer has taken no articles for sale or liquidations, he/she shall make out and deliver to the Police Department a report of such fact.

D). All licensed dealers shall produce a receipt identifying the business name, address, and license number. It shall contain an accurate and detailed description of all items including but not limited to: all distinguishing marks, model names or numbers, serial numbers, etchings or engravings. Jewelry items shall include a complete description including the material, ring size, weight, chain length, shapes, karat weight and color.

E). All licensed dealers shall refrain from paying cash for precious metals and articles purchased that will be liquidated, melted down, or resold. The preferred method of payment should be a business check which can be traced back to the recipient.

Section 3. All junk collectors who collect, by purchase or otherwise, junk, old metals or secondhand articles from place to place in this Town shall be licensed by the Selectmen.

Section 4. Whoever violates this section shall be liable to a penalty of \$50.00-\$100.00 for each offense.

Section 5.

A). For all jewelry transactions, the licensed dealer shall take a color photograph of each junk dealers and collectors individual items in as much detail possible. The licensed dealer shall photograph, in color, any person selling articles and keep the photographs with said books as part of his records.

B). The licensed dealer shall obtain positive identification, make a color copy of, and record the full name, address, date of birth, and who shall be required to sign documentation avowing to the accuracy of the information listed, and ownership of said items being sold.

Or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to defer to the By-Law Committee for a recommendation.

Article 23:

To see if the Town will vote to accept the provisions of M.G.L. c. 40, Section 22D and adopt the following by-laws pursuant to M.G.L. c. 40, Section 20 or any other enabling authority relating to the banning of parking on all ways for removal of snow and ice and further that the General Bylaws be amended to add Article 31 to the Town of Monson Bylaws entitled "Parking Ban" as follows:

ARTICLE 31-PARKING BAN

The Board of Selectmen or its designee may declare a parking ban on all ways within the Town for the purposes of snow and ice removal or any other state of emergency and shall be responsible for lifting the ban when determined that it is no longer necessary.

Snow/Ice Removal:

In the event of a parking ban declaration for snow and ice removal, no motor vehicle, other than a Town vehicle acting in an emergency shall be parked on any way within the Town.

Between the hours of 6AM-1AM, parking will be permitted on Main Street between Hampden Avenue and Washington Street. Any legally operating business outside of this area that requires on street parking during a ban shall contact the police department for permission, which shall be granted unless substantial public safety is a risk.

State of Emergency:

In the event of a parking ban declaration for a state of emergency, no motor vehicle, other than one acting in an emergency, shall be parked on any way within the Town.

Motor Vehicle Removal:

The Chief of Police and/or the Highway Department Superintendent or their designee may remove or cause to be removed any motor vehicle parked in violation of the parking ban.

Owner Responsible for Charges:

The owner or operator of a motor vehicle removed pursuant to this by-law shall be fully responsible for all charges and expenses incurred for removal and storage of such motor vehicle as well as the payment of any fines imposed under this by-law.

Penalty for Violation of this By-law:

In addition to any other legal remedies that may be available, whoever violates any provision of this by-law, the violation of which is subject to specific penalty, may be penalized by non-criminal disposition as provided in Massachusetts General Laws, Chapter 40, Section 21D as amended in accordance with the penalty and fine schedule established in the Town of Monson By-law.

Or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to defer to the By-Law Committee for a recommendation.

Article 24:

To see if the Town will vote to adopt the following by-laws relating to snow, ice and water and further that the General Bylaws be amended to add Article 32 to the Town of Monson Bylaws entitled "No Snow/Debris Deposited In, On or Across Public Way" as follows

ARTICLE 32-NO SNOW/DEBRIS DEPOSITED IN, ON OR ACROSS PUBLIC WAY

No person, other than an employee or other person in the service of the Commonwealth of Massachusetts or the Town of Monson shall direct, discharge, dump, shovel, pile, push, blow, plow or deposit snow, ice, water under conditions where water would be subject to freezing, leaves, debris or any other matter onto, into or across any public way, including sidewalks or public property, or cause, direct, sanction or authorize any such activity involving snow, ice, water leaves, debris or any other matter onto a public way or public property.

Penalty:

In addition to any other legal remedies that may be available, whoever violates any provision of this by-law, the violation of which is subject to specific penalty, may be penalized by non-criminal disposition as provided in Massachusetts General Laws, Chapter 40, Section 21D as amended in accordance with the penalty and fine schedule established in the Town of Monson by-law.

Recommendation:

F.C.R.I.M.T.V.to defer to the By-Law Committee for a recommendation.

Article 25:

To see if the Town will vote to amend Article 3 Section 13 of the General Bylaws of the Town as follows:

Current:

“The Annual Town Election will be held on the first Monday in April.”

Proposed amendment:

“The Annual Town Election will be held on the first Monday in June.”

Or take any other action relative thereto.

Recommendation:

——— *F.C.R.I.M.T.V.to approve Article 3 Section 13 of the General Bylaws of the Town as described above.*

Recommendation:

F.C.R.I.M.T.V.to approve Article 3 Section 13 of the General Bylaws of the Town current wording:

“The Annual Town Election will be held on the first Monday in April” to be changed to “The Annual Town Elections will be held on the second Tuesday in June.”

You are hereby directed to serve the Warrant by posting an attested copy thereof in at least two public places in the Town, seven days at least before the time appointed for holding the meeting aforesaid.

Hereof fail not and make due return of this Warrant with your doings thereon to the Town Clerk at the time and place of said meeting.

Given under our hands this first day of May, 2012.

Richard M. Smith, Chairman

Edward A. Maia

Edward S. Harrison

MONSON BOARD OF SELECTMEN
COMMONWEALTH OF MASSACHUSETTS

HAMPDEN, ss.

May 2012

Pursuant to the within Warrant, I have notified and warned the legal voters of the Town of Monson by posting an attested copy of said Warrant in at least two places in said Monson seven days at least before the time appointed for holding the meeting aforesaid.

A true Copy,
ATTEST:

Constable of Monson

Town Clerk